

UNOFFICIAL VERSION

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MONDAY, FEBRUARY 27, 2017

TWELFTH LEGISLATIVE DAY

CALL TO ORDER

The Senate met at 4:00 p.m., and was called to order by Mr. Speaker McNally.

PRAYER

The proceedings were opened with prayer by Pastor Gene Price of Tumbling Creek Baptist Church in Gleason, Tennessee, a guest of Senator Stevens.

PLEDGE OF ALLEGIANCE

Senator Stevens led the Senate in the Pledge of Allegiance to the Flag.

SALUTE TO THE FLAG OF TENNESSEE

Senator Stevens led the Senate in the Salute to the Flag of Tennessee.

ROLL CALL

The roll call was taken with the following results:

Present 33

Senators present were: Bailey, Beavers, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Overbey, Roberts, Southerland, Stevens, Tate, Tracy, Watson, Yager, Yarbrow and Mr. Speaker McNally--33.

STANDING COMMITTEE REPORT

TRANSPORTATION AND SAFETY

MR. SPEAKER: Your Committee on Transportation and Safety begs leave to report that we have carefully considered and recommend for passage: Senate Bills Nos. 223 with amendment and 912; also, recommend that Senate Bills Nos. 272 with amendment and 700 be referred to Committee on Finance, Ways and Means.

BAILEY, Chairperson
February 27, 2017

The Speaker announced that he had referred Senate Bills Nos. 223 with amendment and 912 to the Committee on Calendar.

The Speaker announced that he had referred Senate Bills Nos. 272 with amendment and 700 to the Committee on Finance, Ways and Means.

MOTION

Senator Norris moved, pursuant to Rule 32 and Article II, Section 18 of the Constitution of the State of Tennessee, **Senate Bill No. 1429** be passed on first consideration, which motion prevailed.

INTRODUCTION OF BILL

The Speaker announced the following bill was filed for introduction and passed first consideration:

Senate Bill No. 1429 by Senator Stevens.

Gibson County -- Subject to local approval, increases the wheel tax on motor vehicles from a maximum of \$10.00 to an amount equal to \$50.00, and imposes a wheel tax on motorcycles in the amount of \$15.00; allocates the revenue to the Gibson County Highway Department. Amends Chapter 1 of the Private Acts of 1975.

MOTION

Senator Norris moved, pursuant to Rule 33 and Article II, Section 18 of the Constitution of the State of Tennessee, that **Senate Bills Nos. 1427 and 1428** be passed on second consideration and be referred to the appropriate committees or held on the Clerk's desk, which motion prevailed.

SENATE BILLS ON SECOND CONSIDERATION

The Speaker announced the following bills passed second consideration and were referred to the appropriate committees or held on the Clerk's desk:

Senate Bill No. 1427 Local bill -- held on desk.

Senate Bill No. 1428 Local bill -- held on desk.

MOTION

Senator Norris moved, pursuant to Rule 21, **Senate Joint Resolutions Nos. 158 through 160** be passed on first consideration and lie over, which motion prevailed.

INTRODUCTION OF RESOLUTIONS

The Speaker announced the following resolutions were filed for introduction. Pursuant to Rule 21, the resolutions lie over.

Senate Joint Resolution No. 158 by Senator Watson.

Memorials, Recognition -- Welcome Home Vietnam Veterans Celebration.

Senate Joint Resolution No. 159 by Senator Southerland.

Memorials, Personal Occasion -- J.D. Barger, 100th Birthday.

Senate Joint Resolution No. 160 by Senator Stevens.

Memorials, Sports -- Dresden High School, 2016 Division I Class 1A Football State Champions.

MOTION

Senator Norris moved, pursuant to Rule 21, **House Joint Resolutions Nos. 135 through 141; Senate Joint Resolutions Nos. 139 through 157; and Senate Resolution No. 19** lie over and be referred to the appropriate committees or held on the Clerk's desk, which motion prevailed.

RESOLUTIONS LYING OVER

The Speaker announced the following resolutions passed second consideration and were referred to the appropriate committees or held on the desk, pursuant to Rule 21:

House Joint Resolution No. 135 -- Memorials, Recognition -- James Halford.

The Speaker announced that he had referred House Joint Resolution No. 135 to the Committee on Calendar.

House Joint Resolution No. 136 -- Memorials, Sports -- Rick Insell, Women's Basketball Hall of Fame.

The Speaker announced that he had referred House Joint Resolution No. 136 to the Committee on Calendar.

House Joint Resolution No. 137 -- Memorials, Recognition -- Mayor Kelvin O. Buck of Holly Springs, Mississippi.

The Speaker announced that he had referred House Joint Resolution No. 137 to the Committee on Calendar.

House Joint Resolution No. 138 -- Memorials, Recognition -- Mayor Megan Barry.

The Speaker announced that he had referred House Joint Resolution No. 138 to the Committee on Calendar.

House Joint Resolution No. 139 -- Memorials, Recognition -- Katherine G. Johnson.

The Speaker announced that he had referred House Joint Resolution No. 139 to the Committee on Calendar.

House Joint Resolution No. 140 -- Memorials, Professional Achievement -- Bev Johnson, 30th Anniversary with 1070 WDIA-AM.

The Speaker announced that he had referred House Joint Resolution No. 140 to the Committee on Calendar.

House Joint Resolution No. 141 -- Memorials, Recognition -- Deanie Parker.

The Speaker announced that he had referred House Joint Resolution No. 141 to the Committee on Calendar.

Senate Joint Resolution No. 139 -- Memorials, Personal Occasion -- Elinor Jayne Collins, 90th Birthday.

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The Speaker announced that he had referred Senate Joint Resolution No. 139 to the Committee on Calendar.

Senate Joint Resolution No. 140 -- Memorials, Public Service -- Marissa Countess.

The Speaker announced that he had referred Senate Joint Resolution No. 140 to the Committee on Calendar.

Senate Joint Resolution No. 141 -- General Assembly, Statement of Intent or Position -- Expresses support for the relocation of the James K. Polk Tomb from the State Capitol to the President James K. Polk Home and Museum State Historic Site.

The Speaker announced that he had referred Senate Joint Resolution No. 141 to the Committee on State and Local Government.

Senate Joint Resolution No. 142 -- Memorials, Retirement -- Linda Penny.

The Speaker announced that he had referred Senate Joint Resolution No. 142 to the Committee on Calendar.

Senate Joint Resolution No. 143 -- Memorials, Recognition -- Food City 500 Monster Energy NASCAR Cup Series Race.

The Speaker announced that he had referred Senate Joint Resolution No. 143 to the Committee on Calendar.

Senate Joint Resolution No. 144 -- Memorials, Recognition -- Food City 300 NASCAR Series Race at Bristol Motor Speedway, 35th Anniversary.

The Speaker announced that he had referred Senate Joint Resolution No. 144 to the Committee on Calendar.

Senate Joint Resolution No. 145 -- Memorials, Recognition -- 1927 Bristol Sessions, 90th Anniversary.

The Speaker announced that he had referred Senate Joint Resolution No. 145 to the Committee on Calendar.

Senate Joint Resolution No. 146 -- Memorials, Recognition -- Roan Mountain State Park, State Park of the Year.

The Speaker announced that he had referred Senate Joint Resolution No. 146 to the Committee on Calendar.

Senate Joint Resolution No. 147 -- Memorials, Personal Achievement -- Mallory Fundora, Prudential Spirit of Community Award.

The Speaker announced that he had referred Senate Joint Resolution No. 147 to the Committee on Calendar.

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Senate Joint Resolution No. 148 -- Memorials, Recognition -- Blackman High School cheerleading squad, National High School Cheerleading Champions.

The Speaker announced that he had referred Senate Joint Resolution No. 148 to the Committee on Calendar.

Senate Joint Resolution No. 149 -- Memorials, Death -- Lt. Colonel Robert Patrick Gleason.

The Speaker announced that he had referred Senate Joint Resolution No. 149 to the Committee on Calendar.

Senate Joint Resolution No. 150 -- Memorials, Recognition -- Akima Club, 70th Anniversary.

The Speaker announced that he had referred Senate Joint Resolution No. 150 to the Committee on Calendar.

Senate Joint Resolution No. 151 -- Memorials, Death -- Rachel Rose Parker.

The Speaker announced that he had referred Senate Joint Resolution No. 151 to the Committee on Calendar.

Senate Joint Resolution No. 152 -- Memorials, Recognition -- Bonita Stinecipher Irwin.

The Speaker announced that he had referred Senate Joint Resolution No. 152 to the Committee on Calendar.

Senate Joint Resolution No. 153 -- Memorials, Public Service -- Linda Vannatta.

The Speaker announced that he had referred Senate Joint Resolution No. 153 to the Committee on Calendar.

Senate Joint Resolution No. 154 -- Memorials, Personal Achievement -- Jackson Sevier Phillips, Eagle Scout.

The Speaker announced that he had referred Senate Joint Resolution No. 154 to the Committee on Calendar.

Senate Joint Resolution No. 155 -- General Assembly, Confirmation of Appointment -- James Stroud, Tennessee Fish and Wildlife Commission.

The Speaker announced that he had referred Senate Joint Resolution No. 155 to the Committee on Energy, Agriculture and Natural Resources.

Senate Joint Resolution No. 156 -- Memorials, Retirement -- Lieutenant Lucious Howard, Tennessee Highway Patrol.

The Speaker announced that he had referred Senate Joint Resolution No. 156 to the Committee on Calendar.

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Senate Joint Resolution No. 157 -- Memorials, Personal Occasion -- Ernest "Turnip" Rose, 100th Birthday.

The Speaker announced that he had referred Senate Joint Resolution No. 157 to the Committee on Calendar.

Senate Resolution No. 19 -- Memorials, Recognition -- James L. Clayton, 2017 Governor's Arts Leadership Award.

The Speaker announced that he had referred Senate Resolution No. 19 to the Committee on Calendar.

PRESENTATION

Senators Ketron, Haile, Jackson and Yarbro introduced the Tennessee Chapters of the Boy Scouts of America who presented the 2016 report to the Senate.

NOTICE

THE 2017 ANNUAL REPORT OF THE TENNESSEE FINANCIAL LITERACY COMMISSION

The report was received and filed with the Clerk.

CONSENT CALENDAR NO. 1

Senate Joint Resolution No. 135 -- Memorials, Personal Occasion -- Jack and Imogene Fitts, 70th Wedding Anniversary.

Senate Joint Resolution No. 136 -- Memorials, Professional Achievement -- Marty Stuart, 25th Anniversary as a member of the Grand Ole Opry.

Senate Joint Resolution No. 137 -- Memorials, Personal Achievement -- Ross Walker, Eagle Scout.

House Joint Resolution No. 129 -- Memorials, Death -- Tony Brown.

House Joint Resolution No. 130 -- Memorials, Public Service -- Tony Sanders.

House Joint Resolution No. 131 -- Memorials, Sports -- Tennessee Rush, 7th grade AAU Basketball Team.

House Joint Resolution No. 133 -- Memorials, Personal Achievement -- Billy Lee Clanton, Eagle Scout.

Senator Massey moved that all Senate Joint Resolutions be adopted; and all House Joint Resolutions be concurred in, which motion prevailed by the following vote:

Ayes 33
Noes 0

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Senators voting aye were: Bailey, Beavers, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Overbey, Roberts, Southerland, Stevens, Tate, Tracy, Watson, Yager, Yarbrow and Mr. Speaker McNally--33.

A motion to reconsider was tabled.

CONSENT CALENDAR NO. 2

Senate Bill No. 54 -- Sunset Laws -- As introduced, extends the advisory council on state procurement three years to June 30, 2020. Amends TCA Title 4, Chapter 29, Part 2 and Title 4, Chapter 56.

Senate Bill No. 86 -- Sunset Laws -- As introduced, extends the state building commission to June 30, 2020. Amends TCA Title 4, Chapter 15 and Title 4, Chapter 29, Part 2.

Senate Bill No. 91 -- Sunset Laws -- As introduced, extends the state protest committee to June 30, 2020. Amends TCA Title 4, Chapter 29, Part 2 and Title 4, Chapter 56.

Senate Bill No. 117 -- Education, State Board of -- As introduced, authorizes rules and policies permitting the administration of medications for adrenal insufficiency in schools. Amends TCA Title 49 and Title 63.

Senate Bill No. 140 -- Comptroller, State -- As introduced, removes requirement that the comptroller periodically conduct performance audits of state agencies authorized or required to act relative to the conservation of energy, the study and production of alternative sources of energy, and energy security; such agencies remain subject to performance audit for governmental entity review purposes. Amends TCA Section 8-4-103.

Senate Bill No. 142 -- Taxes -- As introduced, requires members of county boards of equalization and hearing officers to complete annual training and continuing education. Amends TCA Section 67-1-403.

Senate Bill No. 160 -- Courts, General Sessions -- As introduced, changes the method by which a civil action in the general sessions courts is commenced from issuance of a warrant by the clerk to filing a warrant with the clerk. Amends TCA Section 16-15-716.

Senator Overbey declared Rule 13 on **Senate Bill No. 160**.

Senate Bill No. 198 -- Judges and Chancellors -- As introduced, exempts retired judges from the duty to attend annual meetings of the state judicial conference. Amends TCA Title 17, Chapter 3.

Senate Bill No. 293 -- Children -- As introduced, authorizes a physician to provide peripartum analgesia and peripartum care to a minor who is at least 14 years of age without the knowledge or consent of a parent. Amends TCA Title 63, Chapter 6.

Senate Bill No. 490 -- Education -- As introduced, removes requirement that the county trustee, treasurer, or other fiscal agent of an LEA annually submit a complete certified copy of the financial report of the LEA to the commissioner of education. Amends TCA Section 49-3-316.

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Senate Bill No. 543 -- Fiscal Review Committee -- As introduced, removes the requirement that a fiscal note be furnished not more than 10 days after the introduction of certain bills or resolutions or a request for a fiscal note from a member; requires a fiscal note to be furnished upon a standing committee of either house placing such bill or resolution on its calendar. Amends TCA Title 3, Chapter 2; Title 3, Chapter 7 and Section 4-56-107.

Senate Bill No. 544 -- Public Health -- As introduced, requires comprehensive stroke centers and primary stroke centers, and encourages other hospitals, to report data on individuals with confirmed stroke to the ETSU College of Public Health on a quarterly basis. Amends TCA Title 68, Chapter 1.

Senate Bill No. 590 -- Holidays and Days of Special Observance -- As introduced, designates March 4 of each year as "Tennessee Missing Children's Day," a day of special observance. Amends TCA Title 15.

Senate Bill No. 842 -- Public Records -- As introduced, removes "addresses" from definition of personally identifying information in the general exception for records held by a governmental entity. Amends TCA Title 10, Chapter 7, Part 5.

Senate Bill No. 924 -- Lottery, Charitable -- As introduced, redefines "nonprofit organization" for purposes of qualifying to have an annual gaming event to include a 501(c)(3) organization that has been in continuous existence in this state for three years and is a dues paying member of a separate 501(c)(3) organization that has been in existence in this state for 10 years. Amends TCA Title 3, Chapter 17.

Senate Bill No. 1191 -- Commerce and Insurance, Dept. of -- As introduced, adds universities, colleges, community colleges, and colleges of applied technology to the list of educational institution types for which the POST commission provides services; authorizes the POST commission to collect police recruit fingerprints for criminal record checks by the TBI and FBI; and revises the circumstances under which the POST commission must issue a certificate of compliance to a recruit. Amends TCA Section 38-8-104 and Section 38-8-107.

Senate Resolution No. 13 -- General Assembly, Review or Ratification of Rules -- Ratifies and approves the amendments and revisions to the Tennessee Rules of Civil Procedure, as promulgated and adopted by the Tennessee Supreme Court.

Senator Overbey declared Rule 13 on **Senate Resolution No. 13**.

Senate Resolution No. 14 -- General Assembly, Review or Ratification of Rules -- Ratifies and approves the amendments and revisions to the Tennessee Rules of Evidence, as promulgated and adopted by the Tennessee Supreme Court.

Senator Overbey declared Rule 13 on **Senate Resolution No. 14**.

Senate Resolution No. 15 -- General Assembly, Review or Ratification of Rules -- Ratifies and approves the amendments and revisions to the Tennessee Rules of Juvenile Procedure, as promulgated and adopted by the Tennessee Supreme Court.

Senator Overbey declared Rule 13 on **Senate Resolution No. 15**.

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Senate Resolution No. 17 -- General Assembly, Review or Ratification of Rules -- Ratifies and approves the amendments and revisions to the Tennessee Rules of Criminal Procedure, as promulgated and adopted by the Tennessee Supreme Court.

Senator Overbey declared Rule 13 on **Senate Resolution No. 17**.

Senator Massey moved that all Senate Resolutions be adopted; and all Senate Bills be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	33
Noes	0

Senators voting aye were: Bailey, Beavers, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Overbey, Roberts, Southerland, Stevens, Tate, Tracy, Watson, Yager, Yarbrow and Mr. Speaker McNally--33.

A motion to reconsider was tabled.

CALENDAR

Senate Bill No. 17 -- Highway Signs -- As introduced, authorizes DUI memorial signs for victims of accidents in which the intoxicated driver causing the accident was not convicted due to the driver dying as a result of the accident; requires a sign to be erected as soon as reasonably practicable for such a victim named in the act. Amends TCA Section 54-5-1003 and Chapter 1039 of the Public Acts of 2016.

Senator Bailey moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting Section 4 in its entirety and substituting instead the following:

SECTION 4. Tennessee Code Annotated, Section 54-5-1003(f), is amended by adding the following language at the end of the first sentence immediately preceding the period:

; except, that if the driver who was driving under the influence of an intoxicant in violation of § 55-10-401, § 39-13-106, § 39-13-213(a)(2), or § 39-13-218 died as a result of the accident, then in lieu of a report of the conviction, the application shall be accompanied by a copy of the toxicology report or autopsy report that demonstrates that the driver was intoxicated over the legal limit set in the offenses listed in this subsection (f).

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 17**, as amended, passed its third and final consideration by the following vote:

Ayes	33
Noes	0

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Senators voting aye were: Bailey, Beavers, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Overbey, Roberts, Southerland, Stevens, Tate, Tracy, Watson, Yager, Yarbrow and Mr. Speaker McNally--33.

A motion to reconsider was tabled.

Senate Bill No. 106 -- Sunset Laws -- As introduced, extends the Tennessee interagency cash flow committee six years to June 30, 2023. Amends TCA Title 4, Chapter 29, Part 2 and Title 9, Chapter 4, Part 6.

Senator Bell moved to amend as follows:

AMENDMENT NO. 1

AMEND by inserting the following new sections immediately preceding the last section and renumbering the subsequent sections accordingly:

SECTION __. Tennessee Code Annotated, Section 9-4-610, is amended by deleting subsection (b) and substituting instead the following:

(b)(1) The committee shall consist of six (6) members as follows:

(A) The state treasurer, or the state treasurer's designee;

(B) One (1) staff person with the department of the treasury, designated by the state treasurer;

(C) The comptroller of the treasury, or the comptroller's designee;

(D) One (1) staff person with the comptroller of the treasury, designated by the comptroller;

(E) The commissioner of finance and administration, or a staff person with the department of finance and administration, designated by the commissioner of finance and administration as the commissioner's designee; and

(F) The commissioner of revenue, or a staff person with the department of revenue, designated by the commissioner of revenue as the commissioner's designee.

(2) The state treasurer, or the state treasurer's designee, shall serve as chair of the committee.

(3) All members of the committee serve at the will and pleasure of the authority designating such member.

SECTION __. Tennessee Code Annotated, Section 9-4-610, is further amended by deleting subsection (c) and substituting instead the following:

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(c) The committee shall meet at the call of the state treasurer. The presence of a majority of the membership of the committee shall constitute a quorum. All actions of the committee shall be adopted upon a majority vote of the members of the committee who are participating in a meeting.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 106**, as amended, passed its third and final consideration by the following vote:

Ayes	33
Noes	0

Senators voting aye were: Bailey, Beavers, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Overbey, Roberts, Southerland, Stevens, Tate, Tracy, Watson, Yager, Yarbrow and Mr. Speaker McNally--33.

A motion to reconsider was tabled.

Senate Bill No. 141 -- Comptroller, State -- As introduced, requires any department receiving federal financial assistance to report certain notices of noncompliance from the federal government to the commissioner of finance and administration and the comptroller within three days. Amends TCA Title 4, Chapter 4, Part 1.

Senator Yager moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 4-4-113, is amended by deleting the section and substituting instead the following:

(a) Any department of state government may accept and use federal financial assistance from any agency or instrumentality of the federal government for purposes of carrying on programs in which such department may be authorized to engage; provided, that such acceptance shall be with the express approval of the governor; and such department, acting through its commissioner, is authorized to enter into any and all requisite agreements with such federal agency or instrumentality for the purpose of acceptance and use of such financial assistance; provided, further, that no agreement or contract shall be made by such department involving the expenditure of funds beyond those available to such department by appropriation, gift, or otherwise.

(b) Any department of state government receiving federal financial assistance shall notify the comptroller of the treasury and the commissioner of finance and administration within five (5) business days from the date of receipt by the department's commissioner or chief financial officer, or equivalent, of official notice in any form or type from the federal awarding agency, or designated cognizant agency,

notifying the department of a determination of noncompliance with, or any deficiencies related to compliance with, federal statutes, regulations, or the terms and conditions of a federal award that could result in the following:

- (1) Repayment of federal financial assistance;
 - (2) Reduction in future federal financial assistance by administrative offset against other requests for reimbursements or subsequent awards;
 - (3) Withholding of advance payments otherwise due to the department;
 - (4) Temporary withholding of federal financial assistance pending corrective action by the department;
 - (5) Whole or partial suspension or termination of the federal award; or
 - (6) Federal awarding agency taking any other remedies legally available to it, including not seeking recovery of a disallowance or improper payment.
- (c) All official notices resulting in items described in subdivisions (b)(1)-(6) received by staff of any department of state government pursuant to subsection (b) shall be transmitted to the department's commissioner or chief financial officer, or equivalent, within five (5) business days of receipt.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 141**, as amended, passed its third and final consideration by the following vote:

Ayes	33
Noes	0

Senators voting aye were: Bailey, Beavers, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Overbey, Roberts, Southerland, Stevens, Tate, Tracy, Watson, Yager, Yarbrow and Mr. Speaker McNally--33.

A motion to reconsider was tabled.

Senate Bill No. 150 -- Nurses, Nursing -- As introduced, authorizes physician assistants and nurse practitioners to treat minors with sexually transmitted diseases to the full extent of the person's authority, including the authority to prescribe and dispense drugs relating to a sexually transmitted disease. Amends TCA Title 63 and Title 68.

Senator Crowe moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 68-10-104(c), is amended by deleting the subsection and substituting the following:

The following healthcare officers and providers licensed in this state may examine, diagnose, and treat minors infected with STDs without the knowledge or consent of the parents of the minors, and shall incur no civil or criminal liability in connection with the examination, diagnosis, or treatment, except for negligence:

(1) Any state, district, county, or municipal health officer; or

(2) Any physician, nurse practitioner with a certificate of fitness and an appropriate supervising physician, or physician assistant with an appropriate supervising physician.

SECTION 2. This act shall take effect July 1, 2017, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 150**, as amended, passed its third and final consideration by the following vote:

Ayes 33
Noes 0

Senators voting aye were: Bailey, Beavers, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Overbey, Roberts, Southerland, Stevens, Tate, Tracy, Watson, Yager, Yarbrow and Mr. Speaker McNally--33.

A motion to reconsider was tabled.

Senate Bill No. 377 -- Campaigns and Campaign Finance -- As introduced, requires that campaign funds be deposited into a financial institution insured by the FDIC or the national credit union administration that is authorized to do business in this state. Amends TCA Title 2, Chapter 10.

Senator Norris declared Rule 13 on **Senate Bill No. 377**.

Senate Bill No. 377 passed its third and final consideration by the following vote:

Ayes 32
Noes 1

Senators voting aye were: Bailey, Beavers, Bell, Bowling, Briggs, Crowe, Dickerson, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Overbey, Roberts, Southerland, Stevens, Tate, Tracy, Watson, Yager, Yarbrow and Mr. Speaker McNally--32.

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Senator voting no was: Gardenhire--1.

A motion to reconsider was tabled.

Senator Johnson moved that **Senate Bill No. 439** be placed on the Calendar for Monday, March 6, 2017, which motion prevailed.

Senate Bill No. 556 -- Alcoholic Beverage Commission -- As introduced, increases commission from three members to five members, with the additional members being appointed by the speaker of the senate and the speaker of the house of representatives; revises other commission-related provisions. Amends TCA Title 4, Chapter 29, Part 2 and Title 57, Chapter 1.

Senator Yager moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting subsection (c) of Section 2 and substituting instead the following:

(c) The members of the commission are entitled to reimbursement for travel and per diem expenses in accordance with the comprehensive travel regulations as promulgated by the department of finance and administration.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 556**, as amended, passed its third and final consideration by the following vote:

Ayes	33
Noes	0

Senators voting aye were: Bailey, Beavers, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Overbey, Roberts, Southerland, Stevens, Tate, Tracy, Watson, Yager, Yarbro and Mr. Speaker McNally--33.

A motion to reconsider was tabled.

Senate Bill No. 575 -- Teachers, Principals and School Personnel -- As introduced, adds classroom or position observation data to the teacher training report card. Amends TCA Title 49, Chapter 5.

Senator Gresham moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 5, Part 56, is amended by adding the following language as a new section:

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The department of education shall provide all state board of education approved teacher training programs access to annual evaluation data for teachers and principals graduating from the programs for a minimum of five (5) years following the completion of the program. Data made available to teacher training programs shall not be a public record and shall be used only for the purpose of making improvements to the program. Each program receiving the annual evaluation data shall execute a signed data-sharing agreement with the department of education that includes provisions safeguarding the privacy and security of the data.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 575**, as amended, passed its third and final consideration by the following vote:

Ayes 33
Noes 0

Senators voting aye were: Bailey, Beavers, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Overbey, Roberts, Southerland, Stevens, Tate, Tracy, Watson, Yager, Yarbrow and Mr. Speaker McNally--33.

A motion to reconsider was tabled.

Senator Johnson moved that **Senate Bill No. 262** be referred to the Committee on State and Local Government, which motion prevailed.

MOTION

Senator Johnson moved that Rule 83(8) be suspended for the purpose of placing **Senate Bill No. 262** on the calendar for the Committee on State and Local Government for Tuesday, February 28, 2017, which motion prevailed.

MOTION

Senator Crowe moved that Rules 32, 33 and 37 be suspended for the introduction and immediate consideration of **Senate Joint Resolution No. 161**, out of order, which motion prevailed.

INTRODUCTION OF RESOLUTION

Senate Joint Resolution No. 161 by Senator Crowe.
Memorials, Retirement -- Johnnie Pilk.

On motion of Senator Crowe, the rules were suspended for the immediate consideration of the resolution.

On motion, **Senate Joint Resolution No. 161** was adopted.

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A motion to reconsider was tabled.

MOTION

Senator Norris moved the Proposed Schedule for the week of March 6, 2017, be adopted and made the action of the Senate, which motion prevailed.

**TENNESSEE STATE SENATE
110th GENERAL ASSEMBLY**

**SCHEDULE
WEEK OF MARCH 6, 2017**

MONDAY, MARCH 6, 2017

1:00 p.m.	Transportation & Safety Committee
2:30 p.m.	Energy, Agriculture & Natural Resources Committee

4:00 p.m.	SESSION – SENATE CHAMBER
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TUESDAY, MARCH 7, 2017

8:30 a.m.	Finance, Ways & Means Committee
10:30 a.m.	State & Local Government Committee
12:30 p.m.	Lunch
1:30 p.m.	Commerce & Labor Committee
3:30 p.m.	Judiciary Committee

WEDNESDAY, MARCH 8, 2017

8:30 a.m.	Government Operations Committee
9:30 a.m.	Health & Welfare Committee
11:30 a.m.	Judiciary Committee
12:30 p.m.	Lunch
1:00 p.m.	Investigations & Oversight Subcommittee
3:00 p.m.	Education Committee

THURSDAY, MARCH 9, 2017

8:30 a.m.	SESSION – SENATE CHAMBER
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OTHER MEETINGS

Monday, March 6, 2017

- * Veterans Subcommittee, at 12:00 noon, in Room 12 LP
- * Council on Pensions & Insurance, at 2:30 p.m., Room 29 LP

Wednesday, March 8, 2017

- * Lottery Oversight Subcommittee, at 8:00 a.m., in Room 12 LP

MOTION

On motion of Senator Yager, his name was added as sponsor of **Senate Bill No. 17; and House Joint Resolutions Nos. 129 and 131.**

On motion of Senator Gresham, her name was added as sponsor of **Senate Bill No. 117.**

On motion of Senator Harris, his name was added as sponsor of **Senate Bills Nos. 150, 229 and 1129.**

On motion of Senator Bowling, her name was added as sponsor of **Senate Bills Nos. 303, 770 and 1360.**

On motion of Senator Gardenhire, his name was added as sponsor of **Senate Bill No. 521.**

On motion of Senators Massey and Overbey, their names were added as sponsors of **Senate Bill No. 544.**

On motion of Senators Kyle, Overbey and Roberts, their names were added as sponsors of **Senate Bill No. 590.**

On motion of Senator Crowe, his name was added as sponsor of **Senate Bill No. 1192.**

On motion of Senator Harper, her name was added as sponsor of **Senate Joint Resolution No. 136.**

On motion of Senators Watson, Gardenhire, Bailey, Beavers, Bell, Bowling, Briggs, Crowe, Dickerson, Green, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Ketron, Lundberg, Massey, Niceley, Norris, Overbey, Roberts, Southerland, Stevens, Tracy, Yager and Mr. Speaker McNally, their names were added as sponsors of **House Joint Resolution No. 130.**

On motion of Senator Tracy, his name was added as sponsor of **House Joint Resolution No. 133.**

On motion of Senator Ketron, his name was added as sponsor of **House Joint Resolution No. 136.**

ENGROSSED BILLS

February 27, 2017

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined: Senate Bills Nos. 17, 54, 86, 91, 106, 117, 140, 141, 142, 150, 160, 198, 293, 377, 490, 543, 556, 575, 842, 924 and 1191; and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON,
Deputy Chief Clerk

MONDAY, FEBRUARY 27, 2017 -- 12TH LEGISLATIVE DAY

ENGROSSED BILLS

February 27, 2017

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined: Senate Bills Nos. 544 and 590, and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON,
Deputy Chief Clerk

ENGROSSED BILLS

February 27, 2017

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined: Senate Joint Resolutions Nos. 135, 136 and 137; and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON,
Deputy Chief Clerk

ENGROSSED BILLS

February 27, 2017

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined: Senate Joint Resolution No. 161, and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON,
Deputy Chief Clerk

MESSAGE FROM THE HOUSE

February 28, 2017

MR. SPEAKER: I am directed to transmit to the Senate, House Bills Nos. 227, 278 and 293; passed by the House.

TAMMY LETZLER,
Chief Clerk

MESSAGE FROM THE HOUSE

February 28, 2017

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 32, 36, 142, 144, 146, 147, 148, 149 and 155; adopted, for the Senate's action.

TAMMY LETZLER,
Chief Clerk

MONDAY, FEBRUARY 27, 2017 -- 12TH LEGISLATIVE DAY

MESSAGE FROM THE HOUSE

February 28, 2017

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolution No. 145, adopted, for the Senate's action.

TAMMY LETZLER,
Chief Clerk

MESSAGE FROM THE HOUSE

February 27, 2017

MR. SPEAKER: I am directed to return to the Senate, Senate Bill No. 47, substituted for House Bill on same subject and passed by the House.

TAMMY LETZLER,
Chief Clerk

MESSAGE FROM THE HOUSE

February 27, 2017

MR. SPEAKER: I am directed to return to the Senate, Senate Bills Nos. 544 and 590, substituted for House Bills on same subjects and passed by the House.

TAMMY LETZLER,
Chief Clerk

MESSAGE FROM THE HOUSE

February 27, 2017

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolutions Nos. 117, 118, 119, 120, 121, 122, 126, 127, 128, 129, 130, 131, 132 and 133; concurred in by the House.

TAMMY LETZLER,
Chief Clerk

ENROLLED BILLS

February 28, 2017

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully compared Senate Bills Nos. 47, 544 and 590; and find same correctly enrolled and ready for the signatures of the Speakers.

ALAN WHITTINGTON,
Deputy Chief Clerk

ENROLLED BILLS

February 28, 2017

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully compared Senate Joint Resolutions Nos. 117, 118, 119, 120, 121, 122, 126, 127, 128, 129, 130, 131, 132 and 133; and find same correctly enrolled and ready for the signatures of the Speakers.

ALAN WHITTINGTON,
Deputy Chief Clerk

MONDAY, FEBRUARY 27, 2017 -- 12TH LEGISLATIVE DAY

ENROLLED BILLS

February 28, 2017

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully compared Senate Resolutions Nos. 13, 14, 15 and 17; and find same correctly enrolled and ready for the signature of the Speaker.

ALAN WHITTINGTON,
Deputy Chief Clerk

MESSAGE FROM THE HOUSE

February 28, 2017

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 129, 130, 131 and 133; for the signature of the Speaker.

TAMMY LETZLER,
Chief Clerk

SIGNED

February 28, 2017

The Speaker announced that he had signed the following: Senate Joint Resolutions Nos. 117, 118, 119, 120, 121, 122, 126, 127, 128, 129, 130, 131, 132 and 133; Senate Resolutions Nos. 13, 14, 15 and 17; and House Joint Resolutions Nos. 129, 130, 131 and 133.

MESSAGE FROM THE HOUSE

February 28, 2017

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolutions Nos. 117, 118, 119, 120, 121, 122, 126, 127, 128, 129, 130, 131, 132 and 133; signed by the Speaker.

TAMMY LETZLER,
Chief Clerk

REPORT OF DEPUTY CHIEF CLERK

February 27, 2017

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have transmitted to the Governor the following: Senate Joint Resolutions Nos. 87, 90, 93, 94, 95, 96, 97, 98, 99, 100, 102, 103, 104, 106, 113, 114 and 116; for his action.

ALAN WHITTINGTON,
Deputy Chief Clerk

MESSAGE FROM THE GOVERNOR

February 28, 2017

MR. SPEAKER: I am directed by the Governor to return herewith: Senate Joint Resolutions Nos. 87, 90, 93, 94, 95, 96, 97, 98, 99, 100, 102, 103, 104, 106, 113, 114 and 116; with his approval.

DWIGHT E. TARWATER,
Counsel to the Governor

MONDAY, FEBRUARY 27, 2017 -- 12TH LEGISLATIVE DAY

**REPORT OF COMMITTEE ON CALENDAR
CONSENT CALENDAR**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Thursday, March 2, 2017: Senate Joint Resolutions Nos. 139, 140, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 156 and 157; Senate Resolution No. 19; and House Joint Resolutions Nos. 135, 136, 137, 138, 139, 140, 141 and 145.

This the 28th day of February, 2017.
MASSEY, Chairperson

REPORT OF COMMITTEE ON CALENDAR

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Thursday, March 2, 2017: Senate Bills Nos. 71, 90, 223, 607, 739, 740, 809, 848 and 912; and Senate Joint Resolution No. 48.

This the 28th day of February, 2017.
MASSEY, Chairperson

ADJOURNMENT

Senator Norris moved the Senate adjourn until 8:30 a.m., Thursday, March 2, 2017, which motion prevailed.